IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

MATTERS NOTIFIED AT SERIAL NOS.1 to 35

(EXCEPT MATTERS AT SERIAL NO.19)

ON THE BOARD DATED 18TH JANUARY, 2007

CAUSE TITLES AND APPERANCES AS NOTIFIED

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CORAM: A.M.KHANWILKAR,J

DATE : JANUARY 18, 2007.

P.C. :

1. All these matters are listed with office objection(s), inter alia, pertaining to the office objections not removed/unserved notices/Bhatta not paid, etc. I propose to pass common order in the following terms:

(A) In cases where Bhatta Charges are not paid so far, due to which notice(s) could not be issued, the Petitioner(s)/Appellant(s)/Applicant(s) are directed to pay Bhatta Charges within ONE WEEK from today,

failing which, the Petition/Application/Revision/-Appeal shall stand dismissed for non-prosecution, without further reference to the Court. On payment of Bhatta Charges, Office to issue notice. In addition to Court notice, the Petitioner(s)/-Appellant(s)/Applicant(s) shall serve the unserved Respondent(s) by Advocate’s notice, either personally or through speed post/courier/e-mail/fax and file affidavit of service within SIX WEEKS from today, failing which, the Petition/Application/-Revision/Appeal to stand dismissed for non-prosecution, without further reference to the Court.

(B) In cases where no action is taken by the Petitioner(s)/Appellant(s)/Applicant(s) in respect of Respondent(s) who are reported to be dead, the Petition/Application/Revision/Appeal to stand dismissed for non-prosecution and/or abated.

(C) In cases where any of the Respondent(s) has/have not been served so far, for whatever reasons, the Petitioner(s)/Appellant(s)/Applicant(s) to take steps to serve the unserved Respondent(s) within SIX WEEKS from today by Advocate’s notice, either personally or through speed

post/courier/e-mail/fax and to file affidavit of service before that date, failing which, concerned Petition/Application/Revision/Appeal to stand dismissed for non-prosecution, without further reference to the Court.

(D) In cases where no steps have been taken by the Petitioner(s)/Appellant(s)/Applicant(s) to serve the unserved Respondent(s) and/or have failed to comply with the Court’s order to file affidavit of service within the stipulated time, the Petition/-Application/Revision/Appeal to stand dismissed for non-prosecution.

(E) In cases where Bhatta charges are paid late, due to which notice(s) has/have not been issued, delay in payment of Bhatta Charges is condoned. Returnable date is extended. Office to proceed accordingly. In addition to Court notice, the Petitioner(s)/Appellant(s)/- Applicant(s) shall serve the unserved Respondent(s) by Advocate’s notice either personally or through speed post/-courier/e-mail/fax and file affidavit of service within SIX WEEKS from today, failing which, the Petition/Application/Revision/Appeal to stand dismissed for non-prosecution without further

reference to the Court.

(F) In cases where notices have not been issued by the office for whatever reason, the returnable date in those cases is extended by SIX WEEKS from today. In addition to Court notice, the petitioner(s)/- Appellant(s)/Applicant(s) shall serve the concerned Respondent(s) by Advocate’s notice either personally or through speed post/courier/e-mail/fax and file affidavit of service within SIX WEEKS from today, failing which, the Petition/Application/Revision/Appeal to stand dismissed for non-prosecution without further reference to the Court.

(G) In case of any other office objection(s), the Petitioner(s)/Appellant(s)/Applicant(s) to take steps to remove the same within SIX WEEKS from today, failing which, the Petition/Application/Revision/-Appeal to stand dismissed for non-prosecution, without further reference to the Court.

(H) In cases where Court Service Notice was required to be issued to Petitioner/Appellant/-Applicant/Respondent, which have not been issued so far or were issued, but service has not been

effected, Office to issue fresh notice to the concerned party/ies, returnable SIX WEEKS from today.

(I) If conditional order is complied in time in the above matters, the respective matter will be listed under appropriate caption on the following assigned dates.

Sr.No.	Assigned Date
1 to 5	12/03/2007
6 to 10	13/03/2007
11 to 15	14/03/2007
16 to 18, 20 & 21	15/03/2007
22 to 26	16/03/2007
27 to 31	20/03/2007
32 to 35	21/03/2007

(J) Ad-interim order granted in any of the above said matters, if any, to continue till the next date of hearing.

. Ordered accordingly.